

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CIVIL MINUTES - GENERAL

Case No.	ED CV 23-1354 MRW	Date	January 9, 2024
Title	Debra E. v. O'Malley		

Present: The Honorable	Michael R. Wilner
James Muñoz	n/a
Deputy Clerk	Court Reporter / Recorder
Attorneys Present for Plaintiff:	Attorneys Present for Defendant:
None present	None present
Proceedings:	ORDER TO SHOW CAUSE RE: DISMISSAL OF SOCIAL SECURITY APPEAL

1. This is an action seeking district court review of a denial of Social Security disability benefits. Under Supplemental Social Security Rule 6, Plaintiff was required to file an opening brief with the Court within 30 days from the agency's filing of the answer and administrative record in the action.

2. The government filed those items on September 11, 2023. Plaintiff's memorandum therefore was due by or before October 11. However, the Court's docket indicates that Plaintiff failed to file anything in support of the appeal.

3. Plaintiff is ordered to show cause why this action should not be dismissed. Plaintiff may discharge this order by filing: (i) a statement (not to exceed 5 pages excluding exhibits) by or before January 30 explaining the delay in the case; and (ii) the substantive brief in support of the appeal.

4. If no timely response is filed, the Court will likely dismiss the action under Federal Rule of Civil Procedure 41 for failure to prosecute and for failure to comply with this Court's order. Applied Underwriters, Inc. v. Lichtenegger, 913 F.3d 884 (9th Cir. 2019).